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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE FACEBOOK CONSUMER
PRIVACY LITIGATION

Case No. C10-cv-00429 (JF)

**STIPULATION AND [PROPOSED]
ORDER EXTENDING PLAINTIFFS'
TIME TO FILE THE COMPLAINT,
DEFENDANT'S TIME TO ANSWER
OR MOVE, AND PARTIES' TIME TO
COMPLY WITH THE INITIAL CASE
MANAGEMENT CONFERENCE
AND ADR DEADLINES**

This Stipulation is entered into by and among plaintiffs Donald Silverstri, Dawn Keer, Kimberly Mancella, Jill Silverman Strelzin, Christopher LeMole, Eric Markowitz, Frank Bluementhal, Lauren Reese, and Billy Sternberg (collectively, the "Plaintiffs"), and defendant Facebook, Inc. ("Defendant") by and through their respective counsel;

WHEREAS, the *Silverstri* complaint was filed on January 29, 2010;

WHEREAS, the *Markowitz* complaint was filed on January 29, 2010;

1 WHEREAS, counsel for Defendant has duly accepted service of the Summonses and
2 Complaints;

3 WHEREAS, on February 4, 2010, the Parties stipulated: (a) that the *Silverstri* and
4 *Markowitz* actions are related cases within the meaning of Local Civil Rule 3-12(a), (b) that under
5 Federal Rule of Civil Procedure 42(a), the cases are consolidated for all purposes into one action,
6 (c) that Plaintiffs shall file a Consolidated Complaint on or before March 9, 2010, and (d) that
7 Defendant shall respond to the Consolidated Complaint on or before April 9, 2010;

8 WHEREAS, on February 11, 2010, the Court so ordered the Stipulation;

9 WHEREAS, on March 5, 2010, the Parties stipulated that Plaintiffs shall file a
10 Consolidated Complaint on or before April 27, 2010, and that Defendant shall respond to the
11 Consolidated Complaint on or before May 27, 2010;

12 WHEREAS, on March 15, 2010, the Court so ordered the Stipulation;

13 WHEREAS, the Parties are required to respond to the Initial Case Management
14 Conference and ADR Order by April 23, 2010;

15 WHEREAS, the Parties have been meeting and conferring and engaging in ongoing
16 settlement discussions and such settlement discussions are continuing;

17 WHEREAS, Plaintiffs have been diligently been working on the Consolidated Complaint
18 but require an additional extension to receive expert input to finalize the Consolidated Complaint;

19 WHEREAS the Parties also seek a short adjournment of the Initial Case Management
20 Order deadlines; and

21 WHEREAS, the parties seek to agree upon a revised schedule for the filing of a
22 consolidated complaint;

23 **IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned
24 counsel for Plaintiffs and Defendant, that:

25 1. The Plaintiffs shall file a Consolidated Complaint on or before May 25, 2010.
26 Defendant shall respond to the Consolidated Complaint on or before June 24, 2010. Defendant
27 has no obligation to respond to the current Complaints.
28

2. The Parties shall respond to the Initial Case Management Conference and ADR Order by May 28, 2010.

This stipulation is without prejudice to any other rights that any party may have.

Dated: April 21, 2010

LAW OFFICES OF DAVID N. LAKE

COOLEY GODWARD KRONISH LLP

/s/ David N. Lake

/s/ Matthew D. Brown

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Co-Lead Counsel for Plaintiffs

~~{PROPOSED}~~ ORDER

The above stipulation having been considered and good cause appearing therefore,

IT IS SO ORDERED.

DATED: 4/22/10



The Honorable Jeremy Fogel
UNITED STATES DISTRICT JUDGE

FILER'S ATTESTATION

Pursuant to General Order No. 45, Section X, Subparagraph B, the undersigned attests that all parties have concurred in the filing of this Stipulation and [Proposed] Order.

Dated: April 21, 2010

COOLEY GODWARD KRONISH LLP

By: /s/ Matthew D. Brown
Matthew D. Brown